

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

MATTHEW RONALD JOSEPH D. HILL,

Plaintiff,

v.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

CASE NO. 2:22-cv-00939-GJL


ORDER ON MOTION FOR EQUAL
ACCESS TO JUSTICE ACT FEES
AND COSTS

This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Federal Rule of Civil Procedure 73, and Local Magistrate Judge Rule MJR 13. *See* Consent to Proceed Before a United States Magistrate Judge, Dkt. 2. This matter is before the Court on Plaintiff's motion for attorney fees under the Equal Access to Justice Act, 28 U.S.C. § 2412 ("EAJA"). *See* Dkt. 21. The motion is stipulated. *Id.*

Based on the EAJA, the stipulation of the parties, the attorney declaration including time and expense itemizations (Dkts. 21, 22), and the relevant record, it is hereby **ORDERED** that EAJA attorney's fees of \$6,944.70 shall be awarded to Plaintiff pursuant to the EAJA and consistent with *Astrue v. Ratliff*, 560 U.S. 586, 588–89 (2010).

1 The Commissioner shall contact the Department of Treasury after the Order for EAJA
2 fees is entered to determine if the EAJA fees are subject to any offset. If it is determined that
3 Plaintiff's EAJA fees are not subject to any offset allowed pursuant to the Department of the
4 Treasury's Offset Program, then the check for EAJA fees shall be made payable to Tha Win,
5 based on Plaintiff's assignment of these amounts to Plaintiff's attorney. *See* Dkt. 21-2. If there is
6 an offset, the remainder shall be made payable to Plaintiff, based on the practice of the
7 Department of the Treasury. *See, e.g.,* Case No. 2:15-cv-122, Dkt. 22, at 4. Any check for EAJA
8 fees shall be mailed to Plaintiff's counsel, Tha Win, at P.O. Box 66552, Burien, Washington
9 98166.

10 Dated this 20th day of July, 2023.

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13 Grady J. Leupold
14 United States Magistrate Judge
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